

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2247

IN THE MATTER OF:

Served August 4, 1981

Application of CONVAL PORT)
MEDIVAN, INC., for Voluntary)
Revocation of Certificate No. 30)

Case No. AP-81-19

By application (letter) filed July 30, 1981, Conval Port Medivan, Inc., seeks voluntary revocation of its Certificate of Public Convenience and Necessity No. 30. In support of its application, Conval Port states that ". . . circumstances require Conval Port to discontinue all Washington operations."

Certificate No. 30 authorizes transportation as follows:

IRREGULAR ROUTES:

SPECIAL OPERATIONS, limited to handicapped or disabled persons together with their baggage and attendants and not including sightseeing or pleasure tours, between points within the Metropolitan District.

RESTRICTED against the transportation of participants in the District of Columbia Department of Human Resources Medicaid Program.

RESTRICTED to the performance of such operations in vehicles with a manufacturer's designed seating capacity of fifteen passengers or less, excluding the driver.

As here pertinent, Title II, Article XII, Section 4 of the Compact provides:

(g) Certificates shall be effective from date specified therein and shall remain in effect until suspended or terminated as herein provided. Any such certificate may, upon application of the

holder thereof, in the discretion of the Commission,
be amended or revoked, in whole or in part
(Emphasis supplied).

(i) No carrier shall abandon any route specified in a certificate issued to such carrier under this section, unless such carrier is authorized to do so by an order issued by the Commission. The Commission shall issue such order, if upon application by such carrier, and after notice and opportunity for hearing, it finds that the abandonment of such route is consistent with the public interest. (Emphasis supplied).

Accordingly, Conval Port shall be required to post and publish notice of its application, and a date shall be established for receipt of comments or protests.

THEREFORE, IT IS ORDERED:

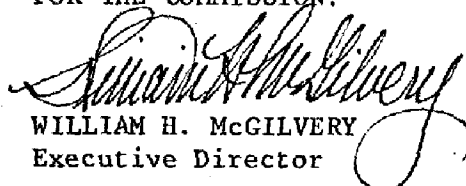
1. That Conval Port Medivan, Inc., publish once in a newspaper of general circulation in the Metropolitan District notice of this application in the form prescribed by the Commission staff, no later than Monday, August 10, 1981.

2. That Conval Port Medivan, Inc., conspicuously post notice of this application in any vehicle(s) operating in revenue service, such posting to be accomplished not later than, Monday, August 10, 1981, and maintained through Friday, August 28, 1981.

3. That Conval Port Medivan, Inc., provide the Commission an affidavit of the required publication and posting no later than Tuesday, September 1, 1981.

4. That any person desiring to protest the application shall file a protest in accordance with Commission Rule 14, and any person desiring to be heard shall so notify the Commission, in writing, no later than Friday, August 28, 1981, by delivering six copies of said protest or notice to the Washington Metropolitan Area Transit Commission, Suite 316, 1625 I Street, N. W., Washington, D. C. 20006, and simultaneously serving one copy on counsel for applicant, Herbert R. O'Connor, Jr., Esquire, 1513 Fidelity Building, Baltimore, Md. 21201.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director